

IN THE DISTRICT COURT OF THE UNITED STATES

For the Western District of New York

March 2008 Grand Jury
Empaneled March 27, 2008

THE UNITED STATES OF AMERICA

-vs-

INDICTMENT

BRANDON A. DeCAPUA

Violations:
Title 18, United States Code,
Sections 2252A(a)(2)(A),
2252A(b)(1), 2252A(a)(5)(B) and
2252A(b)(2)

COUNTS 1 through 8

(Receipt of Child Pornography)

The Grand Jury Charges That:

On or about the dates enumerated in the Table below, in the Western District of New York and elsewhere, the defendant, **BRANDON A. DeCAPUA**, did knowingly receive, and attempt to receive, child pornography, as defined by Title 18, United States Code, Sections 2256(8)(A) and (B), that had been shipped and transported in

interstate and foreign commerce by any means, including by computer:

TABLE

Count	Date	File Name/Description
1	10/23/2006	2 young Russian girls sex Lolita porn flatrix young teen hustler playboy penthouse preteen virgin.jpg
2	10/23/2006	mafiasex.ru_children_kids_hard_000298_ childporn_collection_5_pussy_illegal_p reteen_underage_lolit.jpg
3	10/23/2006	mafiasex.ru_children_kids_hard_000300_ childporn_collection_10_pussy_illegal_ preteen_underage_lol2.jpg
4	10/23/2006	18 year old 17 16 15 14 12 yo yr yrs pics pic girls girl teen teenie Lolita free pussy xxx porn v.jpg
5	10/23/2006	mafiasex.ru_children_kids_hard_000300_ childporn_collection_10_pussy_illegal_ preteen_underage_loli.jpg
6	11/4/2006	11 yo girl rides the cock and loves it kiddy porn incest sex naughty little girl slut, priceless.mpg
7	11/4/2006	bestiality-animal sex-bestiality very young girl in white gets fucked by her big dog.mpg
8	11/8/2006	me fucking my tiny blond daughter in her bed when she was about 17, have film of us fucking sinc.mpg

**All in violation of Title 18, United States Code,
Sections 2252A(a)(2)(A) and 2252A(b)(1).**

COUNT 9

(Possession of Child Pornography)

The Grand Jury Further Charges That:

On or about January 29, 2008, in the Western District of New York, the defendant, BRANDON A. DeCAPUA, did knowingly possess material, that is, a Memorex Brand Compact Disk labeled disk-1, that contained images of child pornography, as defined by Title 18, United States Code, Sections 2256(8)(A) and (B), that had been transported in interstate and foreign commerce by computer, and that had been produced using materials that had been mailed, shipped, and transported in interstate and foreign commerce by any means.

All in violation of Title 18, United States Code, Sections 2252A(a)(5)(B) and 2252A(b)(2).

COUNT 10

(Possession of Child Pornography)

The Grand Jury Further Charges That:

On or about January 29, 2008, in the Western District of New York, the defendant, BRANDON A. DeCAPUA, did knowingly possess material, that is, a Memorex Brand Compact Disk labeled disk 2, that contained images of child pornography, as defined by Title 18, United States Code, Sections 2256(8)(A) and (B), that had been transported in interstate and foreign commerce by computer, and that had been produced using materials that had been mailed, shipped, and transported in interstate and foreign commerce by any means.

All in violation of Title 18, United States Code, Sections 2252A(a)(5)(B) and 2252A(b)(2).

COUNT 11
(Possession of Child Pornography)

The Grand Jury Further Charges That:

On or about January 29, 2008, in the Western District of New York, the defendant, BRANDON A. DeCAPUA, did knowingly possess material, that is, an iMation Brand Compact Disk labeled disk 3, that contained images of child pornography, as defined by Title 18, United States Code, Sections 2256(8)(A) and (B), that had been transported in interstate and foreign commerce by computer, and that had been produced using materials that had

been mailed, shipped, and transported in interstate and foreign commerce by any means.

All in violation of Title 18, United States Code, Sections 2252A(a)(5)(B) and 2252A(b)(2).

DATED: Rochester, New York, August 13, 2008.

TERRANCE P. FLYNN
United States Attorney

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For: CRAIG R. GESTRING
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A TRUE BILL:

s/Foreperson
Foreperson